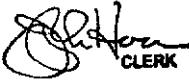


FILED

MAR - 9 2007

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH DAKOTA
SOUTHERN DIVISION


Clerk

DEBRA L. SPARKS, as Personal
Representative of the Estate of George
Sparks and the Estate of Marlene Sparks,

* CIV. 07- 4030

Plaintiff,

vs.

NOTICE OF REMOVAL

DAVID C. THOMPSON and DAVID C.
THOMPSON, P.C.,

Defendants.

Defendants David C. Thompson and David C. Thompson, P.C. ("Thompson"), by their
counsel of record, Davenport, Evans, Hurwitz & Smith, notifies the Court as follows:

1. Plaintiff was appointed by the Circuit Court, First Judicial Circuit, Yankton
County, South Dakota, as the personal representative of the Estate of Marlene Sparks, deceased.
Plaintiff was also appointed by the Circuit Court, First Judicial Circuit, Yankton County, South
Dakota, as a successor personal representative of the Estate of George Sparks.

2. Defendant is a lawyer practicing in North Dakota whose primary principal office
is 321 Kittson Avenue, P.O. Box 5235, Grand Forks, North Dakota 58206-5235. Defendant
David C. Thompson, P.C., is a North Dakota professional corporation with an address of 321
Kittson Avenue, P.O. Box 5235, Grand Forks, North Dakota 58206-5235.

3. That the matter in controversy exceeds the sum of \$75,000, exclusive of costs and
interest. There is diversity of citizenship between the Plaintiff and Thompson and this Court has
jurisdiction of this matter by reason of diversity of citizenship pursuant to 28 U.S.C. § 1332.

4. Attached hereto and filed with this Notice are copies of a Summons (Exhibit A) and Complaint (Exhibit B). The undersigned is informed and thereby believes that the Summons and Complaint was served upon Defendants on February 12, 2007. The Summons and Complaint constitute the only process, pleadings, and order served upon Thompson in this matter.

5. Thompson desires to remove this action from the First Judicial Circuit, Yankton County, South Dakota, and that all further matters herein proceed in the United States District Court for the District of South Dakota, Southern Division, and that this notice is brought to the Court pursuant to 28 U.S.C. § 1446.

WHEREFORE, Thompson prays that this Notice be filed and that all further proceedings herein be had as provided for by the laws of the United States of America.

Dated at Sioux Falls, South Dakota, this 9 day of March, 2007.

DAVENPORT, EVANS, HURWITZ &
SMITH, L.L.P.



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Attorneys for Defendants